

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

Donnell Taylor

SUMMONS IN A CIVIL ACTION

V.

CITY OF NEW YORK, ENGELS DELACRUZ,  
ALEXANDER ALVAREZ, ET AL.

CASE NUMBER: 07 CV 4129 (DAB)

TO: (Name and address of Defendant)

Officer Wilfredo Acevedo (Shield No. 26116)  
c/o NYPD 32nd Precinct  
250 West 135th Street  
New York, NY

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Leventhal & Klein, LLP  
45 Main Street, Suite 230  
Brooklyn, NY 11201

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McILROY

CLERK

MAR 12 2008

DATE

(By) DEPUTY CLERK 

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE <u>MARCH 26, 2008 at 11:25am</u>	
NAME OF SERVER (PRINT) <u>Michael Harris</u>	TITLE <u>Process Server</u>	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: <u>c/o NYPD 32nd Precinct</u> <u>250 West 135th Street</u> <u>NY, NY 10030</u>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:		
<input type="checkbox"/> Returned unexecuted:		
<input checked="" type="checkbox"/> Other (specify): <u>served upon Lt. Cabanilla, co-worker of the defendant.</u> <u>M, W, BIK/GR, 45, 5'7, 170</u>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>		
Executed on <u>MARCH 27, 2008</u> <input checked="" type="checkbox"/> <u>[Signature]</u> <div style="display: flex; justify-content: space-between;"> <span>Date</span> <span>Signature of Server <u>Michael Harris - 1077447</u></span> </div>		
<u>214 West 140th Street New York, NY 10030</u> Address of Server		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.